IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

Bail Appl..No. 2154 of 2007()

(CRIME NO.460/2006 OF BEKAL POLICE STATION)

PETITIONER/ACCUSED:

LUKUMAN HAKEEM, 32 YEARS,
S/O.MAHAMOOD HAJI, SAFEENA MANZIL,
MAUVVAL, PALLIKKERA VILLAGE, MAUVVAL P.O.,
HOSDURG, KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENT: COMPLAINANT:

STATE OF KERALA, REP. BY INSPECTOR
OF POLICE, BEKAL POLICE STATION, REP. BY THE
PUBLIC PROSECUTOR, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 2154 OF 2007

Dated this the 12th day of April, 2007

O R D E R

Petitioner, who is the first accused in Crime No.460/06 of Bekal Police Station for an offence punishable under section 498A IPC, seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in C.C.No.148/07 on the file of JFCM, Hosdurg, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the trial court and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed, after examining the explanation offered by the petitioner for his previous non-appearance.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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